

1 Robert W. Boatman (009619) - rwb@gknet.com
2 Paul L. Stoller (016773) - paul.stoller@gknet.com
3 Shannon L. Clark (019708) - SLC@gknet.com
GALLAGHER & KENNEDY, P.A.
4 2575 East Camelback Road
Phoenix, Arizona 85016-9225
Telephone: (602) 530-8000

5 Ramon Rossi Lopez (CA Bar No. 86361)
(admitted *pro hac vice*)

6 **LOPEZ McHUGH LLP**
100 Bayview Circle, Suite 5600
7 Newport Beach, California 92660
rlopez@lopezmchugh.com

Co-Lead/Liaison Counsel for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

12 | IN RE: BARD IVC FILTERS
PRODUCTS LIABILITY LITIGATION

MD No. 02641

**JOINT MOTION TO SEAL
DOCUMENTS 379-1, 385-1,
697-1 AND 697-2**

16 The parties jointly move for an order sealing Documents 379-1, 385-1, 697-1 and
17 697-2. Documents 379-1 and 385-1 were initially attached to Documents 380 and 386 in
18 reference to the Lehmann Report briefing and Documents 697-1 and 697-2 were exhibits
19 to Plaintiffs' Memorandum re Relevancy and Discovery of FDA Inspection and Warning
20 Letter (Doc. 697). All Documents were previously ordered stricken (see Doc. 423 and
21 Doc. 928) in order to preserve their confidential nature. However, despite the fact that the
22 subject documents have been stricken, they remain accessible on PACER, the Court's
23 docketing system. Upon discussion with the Clerk, it was learned that the most effective
24 way to shield these confidential documents from public inspection is to seek to have them
25 sealed.

26 Accordingly, for the reasons previously expressed in Plaintiffs' Unopposed Motion
27 to Strike and Re-File Exhibits in Support of Plaintiffs' Opposition to Bard's Protective
28 Order Regarding Report of John Lehmann, M.D. (Doc. 389) and Plaintiffs' Unopposed

1 Motion to Strike and Re-File Exhibits in Support of Plaintiffs' Memorandum Re:
2 Relevancy and Discoverability of FDA Inspection and Warning Letter and Recovery
3 Cone Removal System (Doc. 878), the parties respectfully request that the Court order
4 Documents 379-1, 385-1, 697-1 and 697-2 sealed.

5 DATED this 15th day of March, 2016.

6 GALLAGHER & KENNEDY, P.A.

7 SNELL & WILMER L.L.P.

8 By: /s/ Robert W. Boatman
Robert W. Boatman (009619)
9 Paul L. Stoller (016773)
Shannon L. Clark (019708)
10 2575 East Camelback Road
Phoenix, Arizona 85016-9225

11 Ramon Rossi Lopez
(admitted *pro hac vice*)
12 CA Bar No. 86361
LOPEZ McHUGH LLP
13 100 Bayview Circle, Suite 5600
14 Newport Beach, California 92660

15 *Co-Lead/Liaison Counsel for*
Plaintiffs

By: /s/ Matthew B. Lerner [with permission]
James R. Condo
Amanda C. Sheridan
One Arizona Center
400 E. Van Buren, Suite 1900
Phoenix, Arizona 85004-2202

Richard B. North, Jr. (admitted *pro hac vice*)
Georgia Bar No. 545599
Matthew B. Lerner (admitted *pro hac vice*)
Georgia Bar No. 446986
Nelson Mullins Riley & Scarborough LLP
201 17th Street, NW / Suite 1700
Atlanta, GA 30363

Attorneys for C. R. Bard, Inc. and Bard
Peripheral Vascular, Inc.

17

18

19 **CERTIFICATE OF SERVICE**

20 I hereby certify that on this 15th day of March, 2016, I electronically transmitted the
21 attached document to the Clerk's Office using the CM/ECF System for filing and
22 transmittal of a Notice of Electronic Filing.

23 /s/ Nancy Jo Koenes

24 5318179v1/26997-0001

25

26

27

28